

ALLEN JURY FROM GRAYSON COUNTY

Each Side Will Make Its Opening Statement of Case To-Day.

QUESTIONS ASKED BY COURT

Prisoner Embarrassed by Knowledge That He Is Centre of Observation.

[Special to The Times-Dispatch.]
Wynethville, Va., November 11.—When court adjourned here this afternoon in the trial of Sidna Allen for the murder of Judge Massie, of Carroll County, the sixteen prospective jurors had been selected from the Grayson County veniremen. All during to-day's proceedings Sidna Allen sat just inside the railing of the bar by the side of Judge Oglesby. The prisoner does not even slightly resemble, as he sits in court, the grim and ugly picture of him that became so familiar to the public by being scattered through the country. With his clean-shaven face and pale color, he looks like a young and self-conscious clergyman, apparently somewhat embarrassed by the knowledge that he was a centre of observation.

Much of his time was spent with his eyes turned upward to the ceiling. His mouth has a rather genial turn instead of the bitter and savage look of the picture. He wore a gray sack coat and trousers, white shirt, and black four-in-hand tie and white collar. His rather light brown hair was smoothly parted in the middle. As usual, two Baldwin men were nearby.

Each side will make its opening statement of the case to the jury tomorrow morning. It is not decided who will make the speeches, but each of the two speakers will talk about an hour. Probably some new evidence will be brought out, both for the State and the defense. The taking of testimony will begin promptly.

Juror Faddis, one of the men who convicted Floyd Allen in the Hillville court, and who has testified in the other Allen trials, has returned here from Idaho, and will be an important witness against Sidna Allen. Another interesting development is that Green Robinson, one of the witnesses for the defense, who testified that the shooting at the courthouse started from the direction of the court officers, is in the penitentiary, having been sentenced at the last term of Carroll court for a shooting escape of his own. He is the picturesque mountaineer who said on the stand that the cracking of revolvers was like the popping of laurel leaves thrown into the fire.

Here is about the series of questions propounded to each juror by the judge: "Are you a voter and citizen of Grayson County?"

"Have you any conscientious scruples against capital punishment?"

An affirmative reply usually stopped the examination immediately. Sometimes the judge would inquire a little further to know whether the scruples were so strong that the venireman would refuse to give a verdict of guilty, even if the evidence justified it, while

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the law provided the death penalty.

The next question is:

"This is the case of the Commonwealth of Virginia against Sidna Allen. Are you in any way connected with any of the parties?"

"Have you formed or expressed any opinion in this case?"

"If you could you discard that opinion or impression on weight of evidence and the law as stated in the instructions of the court, or would it influence you at all in believing or disbelieving the witness?"

The presumption of the law always is that an accused person is innocent. The accused is never presumed to be guilty and is not required to prove his innocence. The State must always prove him to be guilty beyond a reasonable doubt.

These usual questions are recited because of some confusion that seems to have arisen in the public mind regarding the qualifications and duties of jurors and the preliminary instructions under which they go into the box.

MIND STILL OPEN ON EXTRA SESSION

(Continued From First Page.)

Washington, D. C., November 11.—From an undeniably reliable source it is learned here that President-Elect Wilson has decided that upon his entry into the White House on March 4 the appointment of all postmasters, with the exception of those under civil service rules, shall be left to the members of the House exclusively. In the selection of such officials, the wishes of the respective House members will be rigidly regarded. Further than this it could not be ascertained from this authority what the President-elect will do towards filling other positions, such as collectors of port, district attorneys and marshals, but it is understood that these larger appointments will be left to the dictation of the Senators.

F. H. MCG.

Plan of Office Distribution.
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Will Strengthen Support.
Washington, November 11.—Governor Wilson's statement to-day that he hoped that there would be a new member of the Cabinet for the Department of Labor is expected to strengthen support of the bill creating such a department, now before the Senate, so that it will be passed in the early days of the session, opening December 2.

The bill passed the House July 16 and was one of the measures buffeted about the Senate in the closing days in August. Senator Borah has actioned his purpose to push it to the front as soon as Congress reconvenes. The bill presented in the House by Representative Sulzer, now Governor-elect of New York, would create a separate Department of Labor, taking out of the present Department of Commerce and Labor all bureaus directly connected with industrial work, together with the division of immigration.

Opinion is Divided.

Washington, November 11.—Division of opinion exists among Democratic Senators and Representatives as to the wisdom of an extra session of Congress immediately after the inauguration of President-Elect Wilson. In the main, members of the House favor such a session, but some Senators advocate a more conservative course. Two of the comparatively small number of Democratic Senators now in the city today took a position in favor of a fall instead of a spring session, but they declined to be quoted on the ground that they did not wish to embarrass Mr. Wilson. Agreeing with these Senators, Representative Carlin, of Virginia, said:

"I certainly would not have a spring session of Congress. My plan would be to have the Ways and Means Committee of the House and the Finance Committee of the Senate (reorganized) and put to work on the tariff at the earliest possible moment. The task is a stupendous one and could not be accomplished within less than four to five months. If the investigation could be made in advance of the meeting, much time and money could be saved, and Congress could be called together at the convenience of the two committees and the President."

Chairman Underwood, of the Ways and Means Committee, whose duty it will be to formulate all tariff measures, is not expected in Washington before November 20. The popular understanding among members of the House is that the President will call the Senate into session at an early date for the consideration of tariff measures, and a majority of members express themselves as favorable to this course. They take the position that the Democratic party is morally bound to reduce the tariff schedules as soon as possible, and they also privately express the opinion that it is in the interest of Democratic politics to dispose of the tariff speedily.

Tariff First, Banking Reform Second.
Chicago, November 11.—J. Lawrence Laughlin, chairman of the National Citizens League for the promotion of a sound banking system, to-day made public a letter from Oscar W. Underwood, Democratic floor leader in the House of Representatives, in which the Alabama man declared that the tariff was first and banking reform second as the big issues before the American people. The letter in part follows: "In reference to future legislation I believe the foremost is an honest, downward revision of the custom tariff taxes, and I believe that this revision should be entered upon at once, and nothing allowed to interfere with it until it finally becomes a law."

"A matter that I consider of importance, second only to that of tariff reform, is a complete revision of the banking and currency system of the United States. It is possible that we have not progressed far enough at this time to arrive at a settlement of the definite details of the measure that should be enacted, but it is certainly a matter which the Democrats must take up and settle."

The letter concluded by stating that Mr. Underwood favored a special session of Congress to take up the subject of the tariff.

Preparing Good Roads Bill.

[Special to The Times-Dispatch.]
Washington, November 11.—Senator Swanson is busy engaged preparing

a good roads bill which will be submitted to a committee of Senators and House members in the near future. The other members on the part of the Senate are Bourne, Overman, Bankhead and Penrose. There will be an equal number from the House. The purpose of the bill is to have the Federal government aid the States in the construction of highways in such a way as will meet all constitutional requirements of this committee. Senator Swanson is chairman.

Senator Swanson believes that if the Democrats, now in full control of the governmental machinery, will follow the lines of the platform laid down at Baltimore they may stay in power indefinitely.

"There is no reason, as I see it," he said to-day, "why the Democratic party may not remain in power for an unlimited time if the leaders will only follow out the platform laid down for them at the last convention. Everything looks fine now with the House and Senate both Democratic and a Democratic President almost ready to move in the White House."

There is talk here to-day to the effect that Senator Swanson may go to the head of the Committee on Appropriations when the Senate is reorganized, but nothing definite can be learned regarding it. Senator Tillman is now the ranking Democratic member of this committee, but it is hardly likely that he would care to assume the position because of poor health.

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Bowling

The Palace team won two out of three games from the Virginia team last night in the Palace Duckpin League. The scores:

Palace	1	2	Totals
C. H. Conby	101	108	209
Anderson	94	85	179
Richardson	104	93	197
Meany	91	74	165
Brown	104	81	185
Totals	494	441	935

Virginia	1	2	Totals
Tucker	108	105	213
J. Anderson	103	96	199
Anthony	94	78	172
Gilbert	74	102	176
Levy	94	86	180
Cheek	108	86	194
Totals	581	558	1,139

Scorer, Brown; pin judge, Askew; foul line judge, Oliver.

Game Wednesday night at 8:30. Journals vs. Times-Dispatch.

Standing of the Teams.	Played.	Won.	Lost.	P.C.
Palace	4	3	1	.750
Alcon	4	2	2	.500
Times-Dispatch	4	3	1	.750
Virginia	4	2	2	.500
News Leader	4	4	0	1.000
Journals	4	2	2	.500

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AMUSEMENTS.

Academy—All-Star Cast in "Robin Hood."

Alcon—"The Girl in the Taxi" matinee and night.

Columbia—Vandeville.

Empire—Vandeville.

Little Theatre—Moving pictures and songs.

More Than Creditable Performances.

Those brave or devoted ones who bend their energies and talents to the presentation of the plays of that superman whose name, sublimely great as it is, spells ruin in the automatic epigram of the theatre, deserve a way to be treated with respectful consideration, whether their efforts are crowned with marked success or not. Hence the joining of R. D. MacLean and Odette Tyler with Charles B. Hanford and Marie Dronah in a serious and praiseworthy endeavor to offer to the public worthy performances of a number of Shakespeare's plays is entitled to more than passing mention.

This recently formed organization opened its season last night at the Academy of Music with "Othello." Mr. MacLean playing the Moor, Mr. Hanford assuming the role of Iago, Miss Tyler that of Desdemona and Miss Dronah taking the smaller part of Emilia.

Whether due to careful and efficient stage management, or to the fast work of the stage crew, or to the experienced case of the four seasoned players who head the cast, or to all of these, the performance showed almost no evidence of an "opening," but ran smoothly and easily throughout the five acts, with a final curtain only a few minutes after 11 o'clock.

Mr. MacLean's Othello, while characterized by a tendency to follow the "old school" in its exaggerated emphasis and too apparent, too unrestrained emotionality, was earnest and consistent. There was no letting down, no "stepping out of the part," but a constant adherence to the requirements of the role, as he conceived it, whether his conception marched with that of others or was peculiarly his own. And his enunciation was always admirable, and his voice, as in the old days of "Ingomar," a sonorous organ.

Mr. Hanford's Iago was, at least, an unique conception. With little of the cunning suggested, none of the sinister expressed, save in his physical act, he made of Iago a figure of light comedy. Remembering his Petruchio of several years ago, which, heterodox as it may seem, was, to my mind, finer than Sothen's, his performance of the greater role was disappointing.

Miss Tyler played Desdemona with intelligence and effectiveness, married, to some extent, by a curious ingenuously sound in the throat with every indrawn breath, while Miss Dronah's Emilia was marked by considerable dramatic force.

W. L. Thorne, sometime leading man of the Lucile La Verne Stock Company, made an excellent Cassio, making Mr. Hanford's Iago look like the acting version of the play compelled him to drink himself hopelessly drunk in something less than a minute, which can't be done, no matter how sincerely one may drink.

As a whole, the performance was something more than creditable, and deserving of better patronage than it obtained.

W. Douglas Gordon.

"The Girl in the Taxi" Exceeds Speed Limit.

Before an unusually demonstrative capacity audience at the Bijou last night, "The Girl in the Taxi" renewed the acquaintance, made last season, of Richmond theatregoers, who had a very delightful recollection of her last visit. This American adaptation of a very Frenchy farce from the pen of Anthony Mars now in its third or fourth season of unqualified success and furnishes a little over two hours of fast, furious and mostly harmless fun. From start to finish, the "Girl" keeps right up to the speed limit, and at times exceeds it very noticeably, yet none but the most childish could take offense at the lines or situations. Certainly, however, the low gear is at no time resorted to, and there is something doing the whole time the curtain is up. The plot is too familiar to recount in detail here.

A wealthy New York banker, his pampered son and a married friend, who is in New York on a visit, decide, each of his own accord, to go out and make a night of it. Separately, they steal from home and later (in the second act) meet most inopportunistly with their feminine companions in the dining room of a well-known cafe of the Tenderloin. The possibilities arising from such a combination of events are obvious, and the author has utilized every opportunity. The cast is practically the same as last season, and few, if any, changes could be wished. As the "Girl," Miss Clara Joel makes a distinct individual hit and realizes the possibilities of the part well enough to suit the most exacting. Extremely good to look upon, with a splendid figure and temperamentally adaptable to the role, she makes the New York banker and his pampered son and a married friend, who is in New York on a visit, decide, each of his own accord, to go out and make a night of it. 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